



Practitioner's Document No. MPI01-019P1RNM

PATENT

In re application of:	Curtis, Rory A.J.		
Application No.:	10/074,547	Group No.:	1647
Filed:	February 12, 2002	Examiner:	Kapust, Rachel B.
For:	25466, A HUMAN TRANSPORTER FAMILY MEMBER AND USES THEREFOR		

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Considered

RKM 9/23/04

DECLARATION UNDER 37 C.F.R. § 1.131

Sir:

I, Rory A.J. Curtis, hereby declare and state:

1. I am the inventor of the subject matter described and claimed in the above-identified application.
2. I was in possession of the complete nucleic acid sequence of 25466 in the United States and had determined its identity as a monocarboxylate transporter before January 30, 2001.
3. Evidence is provided by the following:
 - a) Prior to January 30, 2001, I had completed the sequencing of full length human 25466. Exhibit A is a copy of an electronic printout of the nucleic acid sequence from Millennium's sequence database. The printout bears the automatically embedded date on which I entered the sequence into the database. On the original printout, this sequence bears a date prior to January 30, 2001. In accordance with accepted practice, the dates on the copy of the electronic printout have been masked (M.P.E.P. § 715.07).

The top sections of the printout bear reference information for accessing the 25466

CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) and 1.10*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
37 C.F.R. SECTION 1.8(a)

37 C.F.R. SECTION 1.10*

- ☒ with sufficient postage as first class mail. ☐ as "Express Mail Post Office to Addressee" Mailing Label No.

TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office.

[Signature]
Signature
Sean Hunziker/Beverly Sotiropoulos

Date: July 8, 2004

(type or print name of person certifying)

***WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. section 1.10(b). "Since the filing of correspondence under section 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.